

090304

| | | | | | |
|---|--|---|--|---|--|
| FORM PTO-1300 (REV. 10-2003) | | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | | ATTORNEY'S DOCKET NUMBER Serie 5910 | |
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 | | | | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) Not yet assigned | |
| INTERNATIONAL APPLICATION NO. PCT/FR03/00672 | | INTERNATIONAL FILING DATE March 3, 2003 | | PRIORITY DATE CLAIMED March 6, 2002 | |
| TITLE OF INVENTION Fuel cell battery, cell or group of cells belonging to such a cell battery, replacement kit for such a cell and method for manufacturing the same | | | | | |
| APPLICANT(S) FOR DO/EO/US L'Air Liquide, Société Anonyme à Directoire et Conseil de Surveillance pour l'Etude et l'Exploitation des Procédés Georges Claude | | | | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | | | | |
| 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input type="checkbox"/> Other items or information: | | | | | |

| | | | | | |
|--|--|---|--|--|--|
| U.S. APPLICATION NO. 10/506648 Unknown | | INTERNATIONAL APPLICATION NO. PCT/FR03/00672 | | ATTORNEY'S DOCKET NUMBER Serie 5910 | |
|--|--|---|--|--|--|

| | | | | | | | | | |
|---|--------------|--------------|-----------|--|-------------|----|-----|----|-----|
| 21. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1080.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$920.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$770.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$730.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 ENTER APPROPRIATE BASIC FEE AMOUNT = | | | | CALCULATIONS PTO USE ONLY <table style="width:100%; border: none;"> <tr> <td style="width: 50%; border: none;">\$</td> <td style="width: 50%; border: none; text-align: right;">920</td> </tr> <tr> <td style="border: none;">\$</td> <td style="border: none; text-align: right;">130</td> </tr> </table> | | \$ | 920 | \$ | 130 |
| \$ | 920 | | | | | | | | |
| \$ | 130 | | | | | | | | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | \$ 130 | | | | | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | | | | | |
| Total claims | 28 - 20 = | 8 | x \$18.00 | \$ 144 | | | | | |
| Independent claims | 3 - 3 = | 0 | x \$86.00 | \$ 0 | | | | | |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | | \$ + \$290.00 | | | | | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ | | | | | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | | \$ | | | | | |
| SUBTOTAL = | | | | \$ | | | | | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | \$ | | | | | |
| TOTAL NATIONAL FEE = | | | | \$ | | | | | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + | | | | \$ | | | | | |
| TOTAL FEES ENCLOSED = | | | | \$ 1,194 | | | | | |
| | | | | Amount to be refunded: | \$ | | | | |
| | | | | charged: | \$ 1,194.00 | | | | |

a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.

b. ☒ Please charge my Deposit Account No. 01-1375 in the amount of \$ 1,194.00 to cover the above fees.
A duplicate copy of this sheet is enclosed.


c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 01-1375. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card
information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a)
or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Linda K. Russell
Air Liquide
2700 Post Oak Blvd., Suite 1800
Houston, TX 77056


SIGNATURE
Linda K. Russell
NAME
34,918
REGISTRATION NUMBER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: Not yet assigned
 Applicant: Thierry NOVET
 Filed International: March 3, 2003
 US National: Herewith
 Title: Fuel cell battery, cell or group of cells belonging to such a cell
 battery, replacement kit for such a cell and method for
 manufacturing the same
 TC/A.U: Unknown
 Examiner: Unknown
 Docket No.: Serie 5910
 Customer No.: 000040582

CERTIFICATE OF MAILING BY EXPRESS MAIL

Mail Stop Patent Application
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that the following documents, which are attached, are being deposited, under 37 CFR 1.10, with the United States Postal Service "Express Mail Post Office to Addressee" service as **Express Mail No. EV 534768161 US** in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on **September 6, 2004**.

1. A copy of International Publication (WO 03/075390) and references;
2. English translation of International Application PCT/FR03/00672;
3. Preliminary Amendment;
4. Transmittal Under 35 USC 371 (PTO Form 1390) Fee Sheet (in duplicate);
and
5. Postcard.

Respectfully submitted,


 Diana Guzman

Date: September 3, 2004

Air Liquide
 2700 Post Oak Boulevard, Suite 1800
 Houston, Texas 77056
 (713) 624-8973